

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 ANTOINE ANTHONY GORUM,

4 Plaintiff

5 v.

6 DESERT MOON HOSPITALITY MOTEL
7 LLC, et al.,

8 Defendants

Case No.: 2:21-cv-01540-APG-EJY

**Order Accepting Report and
Recommendation**

[ECF No. 11]

9 On October 6, 2021, Magistrate Judge Youchah recommended that I dismiss plaintiff
10 Antoine Gorum's complaint for lack of subject matter jurisdiction. ECF No. 11. Gorum did not
11 object. Thus, I am not obligated to conduct a de novo review of the report and recommendation.
12 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those
13 portions of the report or specified proposed findings to which objection is made"); *United States*
14 *v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review
15 the magistrate judge's findings and recommendations de novo *if objection is made*, but not
16 otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Youchah's report and recommendation
18 **(ECF No. 11) is accepted.** Plaintiff Antoine Gorum's complaint **(ECF No. 1-1) is dismissed**
19 **for lack of subject matter jurisdiction** and without prejudice to the plaintiff pursuing his claims
20 in state court. The clerk of court is instructed to close this case.

21 DATED this 27th day of October, 2021.

22 

23 ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE